IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 4054 OF 2005

AND

CIVIL APPLICATION NO. 1691 OF 2005

IN

FIRST APPEAL NO. 484 OF 1991

Smt. Lilavati R. Shaha ..Appellant

versus

Smt. Sarubai P. Avhale & Ors. ..Respondents

Mr. P. K. Dhakephalkar for the Appellant.

Mr. Vikas Shivarkar for the Respondents.

CORAM : D. G. DESHPANDE,J.

DATE : 30TH SEPTEMBER,2005

P.C. :

1. Heard.

2. Civil Application No. 4054 of 2005 is for setting aside the order of dismissal dated 8.2.2002, for restoring the appeal and for time to remove office objections. Counsel for the Respondents has no objection. Therefore, Civil Application is allowed. Order of dismissal is set aside, appeal is

restored to file. Two weeks time granted to remove the office objections.

3. Civil Application No. 1691 of 2005 is filed by original Respondent Nos. 1 to 4 for permitting them to withdraw the amount deposited by the appellant in this court. Counsel for the appellant has no objection, hence this application is allowed as prayed.

4. Both the Civil Application are allowed and disposed of.

30.9.2005 (D.G. DESHPANDE, J.)